PTO/SB/21 (01-08) Approved for use through 07/31/2008. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE perwork Reduction Act of 1995, no persons are required to respond to a col ection of information unless it displays a valid OMB control number. Application Number 10/591,571 TRANSMITTAL Filing Date September 1, 2006 First Named Inventor **FORM** Smyth, Larry c. Art Unit 3726 **Examiner Name** Taousakis, Alexander P (to be used for all correspondence after initial filing) Attorney Docket Number 138/9US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Identify Terminal Disclaimer Extension of Time Request below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Enclosed please find a second Status Request to be filed in the United States Patent and Trademark Office in connection with the above-referenced patent application. Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Schwartz Law Firm, P.C. Signature Printed name effre 🗸 J. Schwartz Date Reg. No. July 14, 2008 37,532 CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Typed or printed name Date July 14, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL No.

10/591,571

CONFIRMATION No.:

6233

APPLICANT

Smyth, Larry C.

DOCKET NO:

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36829

FILED

September 1, 2006 3726

ART UNIT EXAMINER

Taousakis, Alexander P.

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATUS REQUEST

Sir:

The undersigned filed the above-referenced patent application on September 1, 2006. The undersigned received the Official Filing Receipt from the U.S. Patent and Trademark Office on May 14, 2007 and the Notice of Publication of Application on August 22, 2007. As of this date, we have not received any other correspondence in reference to the application, nor have we received a response to our first Status Request which was submitted for filing on January 25, 2008.

It is therefore respectfully requested that the U.S. Patent and Trademark Office reply to the undersigned as to the status of the above-referenced matter.

Respectfully submitted,

Jeffrey J. Schwartz Attorney for Applicant

Reg. No. 37,532

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for

Parents, PD Box 1450, Alexandria, VA 22313-1450 July 14, 2008

July 14, 2008 Date

Kristen Bryant/